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November 22, 2002

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**HAND-DELIVERED**

Lyn Farmer  
Chief Administrative Law Judge  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Re: ***Docket No. E-01345A-02-0707, APS Motion for Protective Order***

Dear Judge Farmer:

On October 16, 2002, Arizona Public Service Company ("APS") filed a Motion for Protective Order after receiving discovery requests seeking highly confidential, trade secret information from both Staff, the Residential Utilities Consumer Office ("RUCO"), and merchant generator intervenors in this case. The Motion proposed redacting such information from discovery responses. APS and the merchant generators were able to informally resolve this issue, for the time being, among themselves. Staff and RUCO, however, opposed the Motion and continued to seek access to the redacted information.

On October 29, 2002, Panda filed a Reply indicating that APS could provide unredacted information to Staff and RUCO without prejudice to arguing that the same information should be protected from other intervenors. By an e-mail to parties of record on November 7, 2002, APS inquired whether any other parties disagreed with the stipulation made by Panda. No other party objected to such a stipulation.

Arizona Corporation Commission  
**DOCKETED**  
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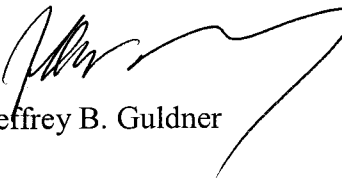
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Under these circumstances, APS has provided the previously-redacted information to Staff and RUCO. It therefore withdraws its Motion for Protective Order without prejudice to re-urge the Motion should circumstances so warrant. Please call me if you have any questions.

Very truly yours,

Snell & Wilmer



Jeffrey B. Guldner

JBG:lmk

cc: Parties of Record

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